

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT SECURITIES  
LLC,

Defendant.

Case No. 08-01789 (CGM)

SIPA LIQUIDATION

(Substantively Consolidated)

**SO ORDERED STIPULATION  
GRANTING DEFENDANTS' MOTION  
TO EXTEND TIME**

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively  
Consolidated SIPA Liquidation of Bernard L. Madoff  
Investment Securities LLC and the Chapter 7 Estate of  
Bernard L. Madoff,

Plaintiff,

v.

MALCOLM SAGE and LYNNE FLORIO,

Defendants.

Adv. Pro No. 23-01099 (CGM)

WHEREAS, on April 19, 2023 Plaintiff Irving H. Picard, Trustee for the Substantively Consolidated SIPA Liquidation of Bernard L. Madoff Investment Securities LLC and the Chapter 7 Estate of Bernard L. Madoff (“Plaintiff”) filed a complaint (the “Complaint”) commencing the above captioned adversary proceeding (Adv. Pro No. 23-01099 (CGM)) (the “Action”) against Malcolm Sage and Lynne Florio (each a “Defendant,” and together with the Plaintiff, the “Parties”).

WHEREAS, May 24, 2023 was the original deadline for the Defendants to respond to the Complaint.

WHEREAS, on May 23, 2023, the Defendants filed their *Motion to Answer or Otherwise Respond to the Complaint* [Dkt. No. 5] (the “Motion”). Through the Motion, the Defendants seek to extend their time to answer or otherwise respond to the Complaint to through and including June 30, 2023.

WHEREAS, June 21, 2023 is the return date of the Motion and Defendants assert that by virtue of Local Bankruptcy Rule 9006-2, such date is their current deadline to answer or otherwise respond to the Motion.

WHEREAS, on June 2, 2023, Plaintiff filed his response to the Motion. [Dkt. No. 11] (the “Response”).

WHEREAS, Plaintiff indicated in the Response that he does not object to the Motion.

NOW THEREFORE, IN CONSIDERATION OF THE FOREGOING, IT IS HEREBY STIPULATED AND AGREED by and between the parties that it is hereby:

1. **ORDERED** that Defendants’ motion is GRANTED and their time to answer or otherwise respond to the Complaint is hereby extended through and including June 23, 2023 (the “Answer Deadline”); and it is further
2. **ORDERED** that this stipulation is without prejudice to the right of any Party to seek a further extension of the Answer Deadline; and it is further
3. **ORDERED** that nothing in this stipulation constitutes any Party’s consent to the final orders or judgment by the Bankruptcy Court.

Dated: June 7, 2023  
New York, New York

Of Counsel:

By: /s/ James Rollinson

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*Attorneys for Irving H. Picard, Trustee for the  
Substantively Consolidated SIPA Liquidation  
of BLMIS and the Chapter 7 Estate of  
Bernard L. Madoff*

**OLSHAN FROME WOLOSKY LLP**

By: /s/ Jonathan Koevary

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*Attorneys for Defendants*

**SO ORDERED:**

Dated: New York, New York  
\_\_\_\_\_, 2023

\_\_\_\_\_  
THE HONORABLE CECELIA G. MORRIS  
UNITED STATES BANKRUPTCY JUDGE